IN THE HIGH COURT OF JUDICATURE OF ANDHRA PRADESH AT HYDERABAD

(Special Original Jurisdiction)

MONDAY THE TWENTY EIGHTH DAY OF MARCH, TWO THOUSAND AND FIVE

:PRESENT:

THE HON'BLE MR. JUSTICE: N.V. RAMANA

WRIT PETITION NO : 22135 of 1997

Between:

I. Chandra Sekhar S/o Buchaiah, Occ: Executive Member, Adthidars Association, Agricultural Market Committee, Suryapet, R/O Suryapet Village and Mandal, Nalgonda District.

Petitioner

AND

1. The Principal Secretary Agricultural Cooperation (Marketing) Department, Govt. of A.P., Secretariat Buildings, Hyderabad
2. The Director of Marketing, Govt. of A.P. Hyderabad
3. The Secretary Agricultural Market Committee Suryapet, Nalgonda District.

Respondents

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue Writ, Order or direction particularly one in the nature of Writ of Mandamus directing the 2nd respondent herein to approve the enhancement of Commission charges at the rate of 2.50% payable to the Adthidars of all agricultural market committees by amending bye-law No.35 of Agricultural Market Committee, Suryapet on par with Agricultural Market Committees of Nizamabad & Warangal.

The petition coming on for hearing, upon perusing the petition and the affidavit filed in support there of and the order of the High Court dated 28-06-1999 and made in WPMP. No. 14829 of 1999 and upon hearing the arguments of Mr. A. Prabhakar Rao, Advocate for the Petitioner and the Govt. Pleader for Agriculture for the Respondent Nos. 1 & 2 and of Smt. Nanda Ramachandra Rao, S. C. for Agricultural Market Committee on behalf of the Respondent No. 3, the Court made the following

ORDER:

"Learned counsel for petitioner submitted that pursuant to representation of the petitioner association dated 27-7-1995, the person Incharge of Agricultural Market Committee, Suryapet addressed letter No. AMC/SRPT/95-96/1486 dated 6-1-1996 to the Director of Marketing/ Second Respondent recommending enhancement of commission charges.

On the other hand, learned Assistant Government Pleader submits that they are not getting any instructions or information from the second respondent.

Hence, the second respondent is directed appear before this Court on 5-4-2005 and explain as to whether he has received letter dated 6-1-1996 alleged to have been sent by person Incharge of Agricultural Market Committee, Suryapet, and if so, the steps taken pursuant thereto."

ASSISTANT REGISTRAR

// TRUE COPY //

for ASSISTANT REGISTRAR

(Contd. 2.)

To

1. The Principal Secretary Agricultural Cooperation (Marketing) Department, Govt. of A.P., Secretariat Buildings, Hyderabad
2. **The Director of Marketing, Govt. of A.P. Hyderabad**
   (BY SPECIAL MESSENGER ALONG WITH A COPY OF PETITION AND AFFIDAVIT WITH A COURT DIRECTION TO BE PRESENT ON 05-04-2005 AT 10.30 AM)
3. The Secretary Agricultural Market Committee Suryapet, Nalgonda District.
4. Two CCs to the Govt. Pleader for Agricultural, High Court of A.P., Hyderabad (BY SPECIAL MESSENGER)
5. One spare copy.

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